

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DISTRICT**

RECEIVED

**2006 FEB 12 12:52
DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA**

United States of America

*

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v.

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Case No. 3:05-cr-234-A

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Tyrone White

*

MOTION TO CONTINUE

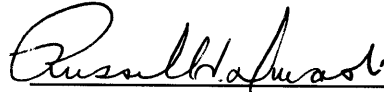
Comes now the Defendant in the above-styled matter, by and through his attorney of record, and files this his MOTION TO CONTINUE and shows to the Court as follows:

1. This matter is set for Trial on March 27, 2006.
2. The Defendant had previous counsel which has been subpoenaed by the United States Attorney as a witness. This action has necessitated that the defendant retain independent new counsel.
3. New counsel needs additional time to prepare for trial.
4. In addition to the above stated reasons, a Superseding Indictment has been returned against the defendant which adds additional counts. The defendant was arraigned on the new indictment on February 8, 2006; however the U.S. Attorney needs an additional two weeks to complete

discovery on the new charges.

5. The United States Attorney does not oppose this request for a continuance.

Wherefore, the Defendant respectfully requests that this matter be rescheduled for the June 26, 2006 trial term.

A handwritten signature in black ink, appearing to read "Russell T. Duraski", is written over a horizontal line.

Russell T. Duraski (DUR007)
Attorney for Defendant
5950 Carmichael Place
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Montgomery, Alabama 36117
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CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing document upon the Assistant United States Attorney shown below by placing a copy of same in the United States mail, postage prepaid, and properly addressed.

Done this 10th day of February, 2006.

A handwritten signature in black ink, appearing to read "Russell T. Duraski".

Russell T. Duraski (DUR007)
Attorney for Defendant

Todd Brown, Esq.
Assistant U.S. Attorney
Post Office Box 197
Montgomery, Alabama 36101-0197